

JOURNAL OF THE SENATE

Thursday, May 1, 1941

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Wednesday, April 30, 1941.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

A quorum present.

Prayer by the Chaplain.

Senator Kelly was excused from attendance upon the session today on account of illness.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 30, 1941 was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senate Chamber
Tallahassee, Fla., April 30, 1941.

Senator Kanner, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution and recommends that it does not pass.

Senate Joint Resolution No. 65:

A joint resolution proposing to amend Article IX of the Constitution of the State of Florida by adding a new section thereto to be known as Section 12, vesting certain powers in the Legislature of Florida to promote forestation and reforestation and to prescribe a method or methods of taxation in connection therewith.

A. O. KANNER,
Chairman.

And Senate Joint Resolution No. 65, contained in the above report, was laid on the table.

Senate Chamber
Tallahassee, Fla., April 30, 1941.

Senator Butler, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 302:

A bill to be entitled An Act amending Section 7 of Chapter 6469, Laws of Florida, 1913, being the same as Section 305, Revised General Statutes of Florida, 1920, and Section 361, Compiled General Laws of Florida, 1927, as amended by Section 3 of Chapter 13761, Laws of Florida, 1929, by Section 1 of Chapter 16984, Laws of Florida, Acts of 1935, and Section 2, Chapter 19663, Laws of Florida, Acts of 1939, relating to primary elections and providing four year terms for members of the political party executive committees.

J. TURNER BUTLER,
Chairman.

And Senate Bill No. 302, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber
Tallahassee, Fla., May 1, 1941.

Senator Wilson, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 159:

A bill to be entitled An Act to provide necessary facilities for the Supreme Court, Railroad Commission and Law Library; for the erection and furnishing of a suitable addition to the court building erected in the year 1912, by a Special Building Commission; making an appropriation for the same and otherwise relating to said purpose.

A. L. WILSON,
Chairman.

And House Bill No. 159, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber
Tallahassee, Fla., May 1, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 297:

A bill to be entitled An Act providing for leave of absence to public officials in military service; defining the term "active military service" and the term "period of active military service"; authorizing the appointment of deputies or assistants to perform the duties of the absent official, fixing the compensation of such deputies or assistants, regulating the bond of the absent official and that of the deputy or assistant, and fixing the term of appointed deputies or assistants; defining the powers and duties of the deputies or assistants appointed; providing for the performance of the duties of judicial officials absent on leave for military service; providing for the performance of the duties of State Attorneys absent on leave for military service; preserving the seniority rights, efficiency ratings, promotional status, and retirement privileges of public officials absent on leave for military service; providing for public officials absent on leave for military service to resume their official duties upon being mustered out of the service of the armed forces of the United States; providing for the granting of leaves of absence for military service to employees of the State of Florida, of the Counties of the State of Florida, and of the municipalities or political subdivisions of the State of Florida under certain conditions; adopting certain provisions of the Federal Law relating to re-employment of persons selected under the selective service Act and providing for the removal from office of any State County or Municipal officer refusing to comply therewith; and repealing all laws and parts of laws in conflict herewith.

Have had the same under consideration and recommend that the same pass.

PHILIP D. BEALL,
Chairman.

And Senate Bill No. 297, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Clarke, Vice Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 112:

A bill to be entitled An Act for the relief of Perry G. Wall and providing appropriation to compensate him for moneys which he expended as chairman of the Florida Citizens Finance and Taxation Committee for the publication of reports by the committee and for clerical work in connection with the study of Florida's tax problem.

Senate Bill No. 93:

A bill to be entitled An Act for the relief of the Standard Fire Insurance Company of Hartford, Connecticut.

Senate Bill No. 247:

A bill to be entitled An Act allowing, as a claim against the State of Florida, the amount due W R Faircloth, tax collector of Holmes County, Florida, for loss of compensation in consequence of his suspension from office by the Governor of the State of Florida under Section 15 of Article IV of the Constitution of the State of Florida, and providing for payment of said claim.

Have had the same under consideration, and recommend that the same pass.

S. D. CLARKE,
Vice-Chairman.

And Senate Bills Nos. 112, 93 and 247, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Clarke, Vice-Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred.

Senate Bill No. 113:

A bill to be entitled An Act awarding a special pension to Roy Campbell, an employee of the State of Florida, who is unable to pursue a regular avocation as a means of livelihood.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, lines 2 and 3, strike out the words "three thousand six hundred dollars (\$3,600.00)"

And insert in lieu thereof the following: "eighteen hundred dollars (\$1,800.00)".

Amendment No. 2:

In Section 2, lines 1 and 2, strike out the words "three thousand six hundred dollars (\$3,600.00)"

And insert in lieu thereof the following: "eighteen hundred dollars (\$1,800.00)".

S. D. CLARKE,
Vice-Chairman.

And Senate Bill No. 113, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Clarke, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 348:

A bill to be entitled An Act for the relief of Fred O. Eberhardt, of Tallahassee, Leon County, Florida.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, line 6, after the words "Key West," strike out the balance of the section.

Amendment No. 2:

In Section 2, lines 3 and 4, strike out the following: "Together with interest thereon at the rate of 8% per annum from January 5, 1937."

S. D. CLARKE,
Vice-Chairman.

And Senate Bill No. 348, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Horne, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 1, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 15:

A bill to be entitled An Act to regulate outdoor advertising outside the corporate limits of cities and incorporated towns in sight of public highways; to provide for licensing persons

engaged in the business of outdoor advertising and for the issuance of permits for advertisements and advertising structures; to prohibit certain advertisements and advertising structures and to provide for the removal of advertisements and advertising structures illegally posted, displayed, erected, used or maintained; to prescribe the powers and duties of certain officers relating thereto; and to prescribe penalties for violations of this Act.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 4, Line 11, strike out the words "one hundred dollars per annum" and insert the following: "seventy-five dollars per annum for persons or corporations operating under this Act in one to eight counties and two hundred dollars per annum for those operating in more than eight counties."

Amendment No. 2:

In Section 4, line 12, after the word "advance" strike the period insert a comma, and add the following: "and fifteen dollars per annum, payable annually in advance, for the use of the county in each and every county within the state in which licensee shall engage or continue in the business of outdoor advertising as aforesaid."

Amendment No. 3:

In Section 6, line 6 of said section, strike out the word: "unincorporated" and insert the following: "incorporated".

Amendment No. 4:

In Section 6 (b) page 6, lines 16 and 17 of said section, strike out the words "up to and including 300 sq. ft."

Amendment No. 5:

In Section 9 (a), line 5 of said section, strike out the words: "five hundred feet" and insert the following: "one hundred feet."

Amendment No. 6:

In Section 6, line 10 of said section, after the word "article," insert the following: "Those signs constructed, erected, operated, used or maintained by the owner or lessee of a place of business or residence and relating solely to merchandise, services or entertainment sold, produced, manufactured or furnished at such place of business or residence wherever found shall be exempt from the payment of the license tax provided by this Act, but subject to the provisions herein as to permits."

Amendment No. 7:

In Section 20, line 2 of said section, strike out the words: "thirty days" and insert in lieu thereof the following: "one hundred twenty days."

Very respectfully,

R. C. HORNE,
Chairman.

And Senate Bill No. 15, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., May 1, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following bill and recommends that the same pass with Committee amendment:

Senate Bill No. 149:

A bill to be entitled An Act to authorize the trustees of the Internal Improvement Fund of Florida, the Board of Commissioners of State Institutions of Florida and the State Board of Education of Florida to negotiate, sell and convey leasehold estates and to make, execute and deliver lease contracts commonly known as petroleum oil and gas leases and to sell and convey any and all of the petroleum oil and/or gas and/or any other mineral lying in or under any lands or water bottoms in this state, the legal title to which lands or water bottoms is vested by law or otherwise in either or such State Boards.

Which amendment reads as follows:

At the end of Section 2, add the following:

Provided however, every lease executed by any of such State Boards under the provisions of this Act shall require the lessee or his assignees to drill at least one test well on the lands leased within the first five year period of the lease and to drill at least one additional well in each succeeding five year period until the total number of wells drilled shall equal

one-half the number of sections of and embraced in the lease. The lessee at the time the drilling of each well is commenced shall file with the lessor a written declaration describing the two sections of land to which such well shall apply. If no well shall be commenced within the first five year period the entire lease shall be void. If no well be commenced within the second or any subsequent five year period then the lease shall at the end of such five year period become forfeited and void as to all parties as to all lands embraced therein which shall not have been designated by the lessee or his assignee to be applicable to a well theretofore drilled as herein required.

PAT WHITAKER,
Chairman.

And Senate Bill No. 149, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading—

Senate Bill No. 165:

A bill to be entitled An Act to provide for assistance to blind voters in marking ballots or using voting machines.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 165, contained in the above report, was referred to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading—

Senate Bill No. 132:

A bill to be entitled An Act providing for the replacement of Wild Deer in all counties wherein the same have been removed or slaughtered pursuant to laws authorizing tick eradication; certifying of the quarantined areas when tick eradication has been completed; authorizing payment of costs of replacement program out of funds belonging to the State Live Stock Sanitary Board or out of funds provided by law for such purpose; that replacement of Wild Deer be made according to a program determined by the State Commission of Game and Fresh Water Fish under the joint supervision and labor program of said State Commission of Game and Fresh Water Fish and State Live Stock Sanitary Board; eliminating any invalid provisions hereof; to repeal all Acts, either general or special, in conflict herewith; and determine when this Act shall take effect.

Have carefully examined same, and find same correctly engrossed, and return same herewith,

S. A. HINELY,
Chairman.

And Senate Bill No. 132, contained in the above report, was referred to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 218:

A bill to be entitled An Act relating to the admissibility in evidence of writings, records and photographic reproductions made in regular course of business.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 218, contained in the above report, was referred to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 12:

A bill to be entitled An Act concerning Common Trust Funds and to make uniform the law with reference thereto.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 12, contained in the above report, was referred to the House of Representatives.

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 253:

A bill to be entitled An Act to amend Section 1 of Chapter 13809, Laws of Florida, Acts of 1929, as amended by Chapter 15860, Laws of Florida, Acts of 1933, relating to the creation of a board consisting of the Governor, the Commissioner of Agriculture, and the State Marketing Commissioner known as the State Agricultural Marketing Board, defining its duties and powers, and providing for carrying out the provisions thereof.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 253, contained in the above report, was referred to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 30, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading.

Senate Bill No. 141:

A bill to be entitled An Act to amend Section 3191, Revised General Statutes of Florida, 1920, the same being Section 4983, Compiled General Laws of Florida, 1927, relating to divorce and stating the grounds therefor.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

S. A. HINELY,
Chairman.

And Senate Bill No. 141, contained in the above report, was referred to the House of Representatives.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 1, 1941.

Hon. John R. Beacham,
President of the Senate.
Sir:

Your Joint Committee on Enrolled Bills, to whom referred:

Senate Concurrent Resolution No. 3:

Resolving that the Legislature of the State of Florida most heartily endorses the great defense program inaugurated by Congress.

Senate Bill No. 10:

A bill to be entitled An Act relating to mortgages or other instruments given by cooperative associations, as defined herein, for the purpose of creating liens on real or personal property, or both, securing not only existing indebtedness but also future advances, whether obligatory or otherwise; providing for the priority of such mortgages or other instruments; and providing when this Act shall become effective.

Senate Committee Substitute for Senate Joint Resolution No. 28:

A Joint Resolution proposing an amendment to Article IV of the Constitution of the State of Florida relative to the Executive Department, by adding thereto an additional Section to create a Game and Fresh Water Fish Commission.

Joint Resolution No. 88:

Proposing an amendment to the Constitution of the State of Florida to be known as Section 3 of Article XVII, relating to amendments.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

A. P. DRUMMOND,
Chairman.

Senate Concurrent Resolution No. 3, Senate Bill No. 10, Committee Substitute for Senate Joint Resolution No. 28 and Senate Joint Resolution No. 88, contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 1, 1941.

Hon. John R. Beacham,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Concurrent Resolution No. 3:

Resolving that the Legislature of the State of Florida most heartily endorses the great defense program inaugurated by Congress.

Senate Bill No. 10:

A bill to be entitled An Act relating to mortgages or other instruments given by cooperative associations, as defined herein, for the purpose of creating liens on real or personal property, or both, securing not only existing indebtedness but also future advances, whether obligatory or otherwise; providing for the priority of such mortgages or other instruments; and providing when this Act shall become effective.

Committee Substitute for Senate Joint Resolution No. 28:

A Joint Resolution proposing an amendment to Article IV of the Constitution of the State of Florida relative to the Executive Department, by adding thereto an additional Section to create a Game and Fresh Water Fish Commission.

Senate Joint Resolution No. 88:

Proposing an amendment to the Constitution of the State of Florida to be known as Section 3 of Article XVII, relating to amendments.

Beg leave to report that the same have this day been presented to the Governor for his approval.

A. P. DRUMMOND,
Chairman.

Senator Drummond, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, April 28, 1941.

Hon. John R. Beacham,
President of the Senate,
Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 196:

A bill to be entitled An Act to Amend Sections Five and Seven of Chapter 15,505, Special Laws of Florida, 1931, which is "An Act to Abolish the Present Municipality of the City of St. Petersburg, in Pinellas County, Florida; to Create and Establish a New Municipality to be known as the City of St. Petersburg in Pinellas County, Florida and to Fix the Boundaries and Provide for the Government, Powers and Privileges of Said City and Means for Exercising the same; and to Authorize the Imposition of Penalties for the Violation of Ordinances; and to Ratify Certain Acts and Proceedings of the Commission and of the Officers of Said City; and to Repeal All Laws and Ordinances in Conflict Herewith" by providing that the City Councilman elected at large shall be the Mayor of the City of St. Petersburg and that said term of office for said Councilman-at-large shall be for a term of two years; Providing further that this Act shall not alter, effect or impair the terms of office of any District Councilmen or the Councilman-at-large elected prior to the effective date of this Act; providing for a referendum election for the ratification or rejection of this Act; providing that subject to ratification at said referendum election this Act shall be effective March 1, 1943; providing further that all Councilmen, including the mayor and vice-mayor shall serve without compensation unless the electorate of the City of St. Petersburg shall approve the payment of compensation to said Mayor, Vice-Mayor and Councilmen in an election to be held for the purpose of ratifying or rejecting the Special Act of the Legislature of 1941 providing for such compensation; repealing all laws or parts of laws in conflict herewith.

Senate Bill No. 197:

A bill to be entitled An Act creating a Pension Fund for the Police Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by members of the department and levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the department under certain conditions and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred (\$100.00) Dollars per month; defining members of the Police Department and providing for retirement pensions; repealing Chapter 13,378, Special Acts of Florida 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13,378, to the extent that pensions paid to former members of the Police Department shall not exceed One Hundred (\$100.00) Dollars per month and that pensions paid to widows of former members of the Police Department shall not exceed the monthly benefits prescribed under the provisions of Section Eight of this Act. Providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Beg leave to report that the same have this day been presented to the Governor for his approval.

A. P. DRUMMOND,
Chairman.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Beall—

Senate Bill No. 351:

A bill to be entitled An Act to amend Section 3 of Chapter 10186, Laws of Florida, Acts of 1925, entitled, "An Act to regulate the operation of motor driven and other vehicles on the public highways of the State of Florida and provide for the enforcement, and punishment for the violation of this Act," and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Cliett—

Senate Bill No. 352:

A bill to be entitled An Act to fix and providing for the

compensation of the Members of Boards of County Commissioners in counties of the State of Florida having a population of not less than Ten Thousand One Hundred Twenty-Five, and not more than Ten Thousand Five Hundred, according to the last preceding Federal census.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 352 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 352 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 352 was read the third time in full.

Upon the passage of Senate Bill No. 352 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 352 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Whitaker—

Senate Bill No. 353:

A bill to be entitled An Act to repeal Chapter 19437 of the Acts of 1939 Florida Legislature, being An Act forbidding the sale of Intoxicating Liquors, other than malt beverages of legal alcoholic content, by the drink, except within the building which is the address of the person or corporation holding license to sell such intoxicating liquors, and forbidding the practice known as curb or drive-in service with respect to such intoxicating liquors; forbidding the consumption thereof at curb or drive-in stands, except within the building which is the address of the person, firm, or corporation holding a license for the sale of such intoxicating liquor and providing penalties for the violation hereof.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Beall—

Senate Bill No. 354:

A bill to be entitled An Act to authorize and permit the recording of any and all instruments filed for record with the several Clerks of the Circuit Court in this State by photographic or other similar process and to provide for the purchase of equipment required for such recording and to provide the powers and duties of the Clerk of the Circuit Court and the Board of County Commissioners in respect thereof.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Hinely (By request)—

Senate Bill No. 355:

A bill to be entitled An Act to amend Sections 6 and 8 of Chapter 14,756, Laws of Florida, Acts of 1931.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Perdue—

Senate Bill No. 356:

A bill to be entitled An Act authorizing the Board of County Commissioners of Levy County, Florida, to levy each year on all taxable property within said county a tax of not exceeding two mills on the dollar in order to provide a special fund to be used for the health and welfare and betterment of the poor and indigent people of the county.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 356 when it was introduced in the Senate:

CERTIFIED COPY
PROOF OF PUBLICATION
of

THE WILLISTON SUN

Published weekly at Williston, Levy County, Florida
L. E. Vause, Publisher.

STATE OF FLORIDA)
) ss
COUNTY OF LEVY)

Before the undersigned authority personally appeared L. E. Vause, who on oath says that he is publisher of the Williston Sun, a weekly newspaper published at Williston in

Levy County, Florida; that the attached copy of advertisement, being a NOTICE OF SPECIAL LEGISLATION in the matter of

TWO MILL TAX LEVY FOR WELFARE, ETC.

was published in said newspaper in the issues of MARCH 20, 27, APRIL 3, 1941.

Affiant further says that the said Williston Sun is a newspaper published at Williston, in said Levy County, Florida, and that the said newspaper has heretofore been continuously published in said Levy County, Florida, each week and has been entered as second class mail matter at the post office in Williston, in said Levy County, Florida, for a period of one year next preceeding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 3rd day of April, A. D. 1941.

(s) Clyde S. Trammell,

(Seal) Notary Public

(NOTARY SEAL AFFIXED)

(s) L. E. VAUSE,

Publisher.

(Newspaper clipping attached)

SPECIAL LEGISLATION

Notice is hereby given that the following bill will be presented to the 1941 session of the Florida Legislature and its passage and enactment requested.

A BILL TO BE ENTITLED: An Act authorizing the Board of County Commissioners of Levy County, Florida to levy each year on all taxable property within said county a tax of not exceeding two mills on the dollar in order to provide a special fund to be used for the health and welfare and betterment of the poor and indigent people of the county.

Clyde G. Trammell,

Attorney for the Board of County

Commissioners of Levy County, Florida.

March 20, 27, Apr. 3, 10.

Senator Perdue moved that the rules be waived and Senate Bill No. 356 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 356 was read the second time by title only.

Senator Perdue moved that the rules be further waived and Senate Bill No. 356 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 356 was read the third time in full.

Upon the passage of Senate Bill No. 356 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 356 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Price (By request)—

Senate Bill No. 357:

A bill to be entitled An Act to appropriate Twenty-five Thousand (\$25,000.00) Dollars annually for the use of the State Library Board to assist established libraries in meeting increased demands for books and other reading matter caused by national defense activity in Florida.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Shuler—
Senate Bill No. 358:

A bill to be entitled An Act to grant a pension to Mrs. Etta Eubanks Revell, of Bristol, Liberty County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Johnson—
Senate Bill No. 359:

A bill to be entitled An Act to amend Subdivision "A" of Section 6 and Section 7 of Chapter 14650, Laws of Florida, Acts of A. D. 1931.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Collins—
Senate Bill No. 360:

A bill to be entitled An Act authorizing the City of Tallahassee to acquire, furnish, equip, operate and maintain a building or buildings suitable as a Public Municipal Hospital, authorizing the issuance of certificates of indebtedness to pay therefor, authorizing the City to do all things necessary or incidental to the acquisition and operation of such hospital and the issuance of such certificates of indebtedness, providing for the payment of such certificates solely from the net revenues to be derived from the operation of said hospital or from revenues to be derived by the City from the operation of the electric distribution system or the gas plant or the water system of the City, or from all three of such utility systems and said hospital, authorizing the refunding of certain outstanding certificates of indebtedness, and providing remedies in the event of a default by the City.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 360 when it was introduced in the Senate:

DAILY DEMOCRAT

Published Daily

Tallahassee, Leon County, Florida

STATE OF FLORIDA,)
COUNTY OF LEON:)

Before the undersigned authority personally appeared John M. Tapers who on oath says that he is Publisher of the Daily Democrat, a daily newspaper published at Tallahassee, in Leon County, Florida; that the attached copy of advertisement, being a Legal ad in the matter of Notice of Intention to Apply for Special Legislation was published in said newspaper in the issues of March 25, 1941.

Affiant further says that the said Daily Democrat is a newspaper published at Tallahassee, in said Leon County, Florida, and that the said newspaper has heretofore been continuously published in said Leon County, Florida, each day, except Saturday, and has been entered as second class mail matter at the post office in Tallahassee, in said Leon County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount for publication in the said newspaper.

JOHN M. TAPERS

Sworn to and subscribed before me this 22nd day of April, A. D., 1941.

ELIZABETH ROBERTS

(SEAL) Notary Public, State of Florida at large;

My Commission expires Aug. 12, 1942.

NOTICE OF INTENTION TO APPLY FOR SPECIAL LEGISLATION

Notice is hereby given that the enactment of the following special legislation will be applied for at the next regular session of the Legislature of the State of Florida, to-wit: A special law authorizing the City of Tallahassee to acquire, furnish, equip, operate and maintain a municipal hospital for said City, authorizing the issuance of certificates of indebtedness to pay therefor, authorizing the City to do all things necessary or incidental to the acquisition and operation of such municipal hospital and the issuance of such certificates of indebtedness, providing for the payment of such certificates from the net revenues derived from the operation of said municipal hospital, and the electric light and power distribution system, the gas plant and the waterworks system of the City, author-

izing the refunding of certain outstanding certificates of indebtedness and providing remedies in the event of a default by the City.

Dated this 25th day of March, A. D. 1941.

The City Commission of the City of Tallahassee.

Mar. 25—3301-F.

Senator Collins moved that the rules be waived and Senate Bill No. 360 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 360 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 360 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 360 was read the third time in full.

Upon the passage of Senate Bill No. 360 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 360 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Collins—

Senate Bill No. 361:

A bill to be entitled An Act to confer certain powers upon the State Board of Control including the powers to purchase, lease, construct, better and equip buildings for, and to make other improvements to institutions under its jurisdiction, and for such purpose and upon certain conditions to borrow money and accept grants from any Federal agency, private agency, corporation or individual; to provide for the re-payment of such loans from the proceeds of the projects constructed with the money borrowed, and to provide for the issuance of revenue certificates for the re-payment of the money borrowed, and protecting the State of Florida against incurring of indebtedness in such manner inconsistent with the Constitution of Florida and conferring upon said Board of Control and members thereof, he powers to carry out the provisions of this Act; and to provide for the repeal of all laws inconsistent herewith.

Which was read the first time by title only and referred to the Committee on State Institutions.

By Senator Cooley—

Senate Bill No. 362:

A bill to be entitled An Act providing for and requiring the licensing, bonding and regulation of certain dealers in Agricultural products as herein defined; providing for the payment of license fees and the disposition thereof; providing for the administration and enforcement of this Act by the Commissioner or Agriculture; making its violation a misdemeanor and providing punishment therefor; providing for the enforcement of bonds given by dealers; authorizing the Commissioner of Agriculture to make regulations for the enforcement of this Act.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock.

By Senator Kanner (By request)—

Senate Joint Resolution No. 363:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATIVE TO EDUCATION.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Article XII of the Constitution of the State of Florida relative to education, to be numbered Section 18 of said Article XII, be and the same is hereby agreed to and shall be submitted to the electors of the State at the next general election, to be held on the first Tuesday after the first Monday in November, A. D. 1942, for ratification or rejection, to-wit:

Section 18. The Legislature may provide for the levying and collection of a district school tax for the exclusive use

of the free public schools within a special tax school district for the acquisition of school sites, and construction, alteration or repair of school buildings and the purchase of school equipment whenever a majority of the qualified electors thereof who pay a tax on real or personal property shall vote at the regular biennial election within said district in favor of such a levy, provided that any tax authorized by this section shall not exceed five (5) mills on the dollar in any one year on the taxable property within said district.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

MESSAGES FROM THE GOVERNOR

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
May 1, 1941.

Hon. John R. Beacham,
President of the Senate,
Tallahassee, Florida.

Sir:

I have the honor to inform you that on April 30th, A. D. 1941, I approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 45, relating to Gadsden county.

Senate Bill No. 128, relating to Columbia County.

Senate Bill No. 162, relating to State Road.

Senate Bill No. 164, relating to State Road.

Respectfully yours,
Governor.

SPESSARD L. HOLLAND,
State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
April 30, 1941.

Hon. John R. Beacham,
President of the Senate,
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today caused the following Act, which originated in your Honorable Body, to be filed in the office of the Secretary of State, the same having remained in this office for the full Constitutional period of five days and will become a law without my approval:

Senate Bill No. 133, relating to St. Petersburg.

Respectfully yours,
SPESSARD L. HOLLAND,
Governor.

Senator Shuler moved that the rules be waived and the Senate take up and consider Senate Bill No. 332, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 332:

A bill to be entitled An Act requiring the Board of County Commissioners and the County School Board of Liberty County, Florida, to have published in some newspaper published in said county the full proceedings or minutes of their meetings, providing for the price to be paid therefor.

Was taken up.

Senator Shuler moved that the rules be further waived and Senate Bill No. 332 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 332 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 332 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 332 was read the third time in full.

Upon the passage of Senate Bill No. 332 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 332 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

VETO MESSAGES

Senate Bill No. 293 (1939 Session):

"A bill to be entitled An Act authorizing and directing the State Road Department of the State of Florida to procure an All-Florida Moving Picture for showing as part of the Florida Exhibit at the New York World's Fair and at such other places and times as the State Road Department or any other Department or Agency of the Government of the State of Florida may provide, and authorizing the expenditure by the State Road Department of the monies necessary to secure such moving picture."

Was taken up in its order and read by title, together with the following objections thereto of the Honorable Fred P. Cone, former Governor of Florida:

June 5th, 1939.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you with my objections thereto, Senate Bill No. 293, entitled:

"A bill to be entitled An Act authorizing and directing the State Road Department of the State of Florida to procure an All-Florida Moving Picture for showing as part of the Florida Exhibit at the New York World's Fair and at such other places and times as the State Road Department or any other Department or Agency of the Government of the State of Florida may provide, and authorizing the expenditure by the State Road Department of the monies necessary to secure such moving picture."

The bill provides that the State Road Department shall take the funds of that Department paid in by gasoline tax for use in building roads, to the amount of \$17,798.25 to pay for a certain moving picture which has been produced by David M. Newell, showing the wild life of the State, on fish and game and hunting wild animals. The gasoline tax is for the construction and maintaining and repairing of roads in Florida and not authorized to be expended for a moving picture of this kind. It is wrong for the Legislature to authorize taking of gasoline tax money to buy moving pictures for use in the Florida Exhibit at the World's Fair or any other place.

I am in sympathy with the many advantages and benefits that the Florida Exhibit at the World's Fair will give the State and our citizens as well as the State have been liberal in providing the means for this Exhibit, but the funds of the State Road Department paid in by the gasoline tax payable should not be diverted for the purchase of a moving picture for the Florida Exhibit, therefore, I veto same.

Respectfully submitted,

FRED P. CONE,

Governor.

The President put the question: "Shall the bill pass, notwithstanding the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 293 (1939 Session) the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

So Senate Bill No. 293 (1939 Session) failed to pass over the Governor's veto.

Senate Bill No. 681 (1939 Session):

"A bill to be entitled An Act for the relief of T. Bern Bishop and J. M. Mashburn for all liability as sureties in an appearance bond of Joe James, in the County Judge's Court of Jackson County, Florida."

Was taken up in its order and read by title, together

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the following objections thereto of the Honorable Fred P. Cone, former Governor of Florida:

June 9th, 1939.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Fla.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you with my objections thereto, Senate Bill No. 681, entitled:

"A bill to be entitled An Act for the relief of T. Bernard Bishop and J. M. Mashburn for all liability as sureties upon an appearance bond of Joe James, in the County Judge's Court of Jackson County, Florida."

This bill is for the relief of T. Bernard Bishop and J. M. Mashburn for all liability as sureties upon an appearance bond of Joe James, in the County Court of Jackson County, Florida.

The bill shows that these men stood the bond of Joe James charged with the offense of unlawfully operating a motor vehicle over the public highways while under the influence of liquor. That the said Joe James failed and omitted to appear at the term of court and that the said bond was estreated.

There are no reasons given as why the said bondsmen should not pay this bond as the law required, and nothing to show the liability of the State of Florida. If the bond was paid it was paid to the County of Jackson and there is no reason why these bondsmen should be released therefore I veto said Senate Bill No. 681 passed by the Legislature of 1939 in regular session.

Respectfully,
(Signed) FRED P. CONE,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 681 (1939 Session) the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Householder, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—33.

Nays—Senator Ward—1.

So Senate Bill No. 681 (1939 Session) passed by the required Constitutional two-thirds vote of all the members present, the Governor's objections to the contrary notwithstanding, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 733 (1939 Session)—

"A bill to be entitled An Act to designate and establish certain roads in Union County as State Roads."

Was taken up in its order and read by title, together with the following objections thereto of the Honorable Fred P. Cone, former Governor of Florida:

June 9th, 1939:

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article II of the Constitution of this State, I transmit to you with my objections thereto, Senate Bill No. 733, entitled:

"A bill to be entitled An Act to designate and establish certain roads in Union County as State Roads."

This bill seeks to designate thirteen roads in one County as State Roads without regard to expense to the State Road Department or the feasibility of the need of the roads whether the roads are desired or whether they are useful to the people of the County, to commerce or to the traveling public.

The roads designated are so indefinite that no person knows whether they are needed or will ever be needed for years to come, in fact, it would be impossible for the State Road Department to build or construct these roads and after they were constructed there would never be enough gas tax money in Florida to keep them in repair, much less build bridges

over the streams and waterways in order to haul commerce and accommodate traffic.

If we are ever to have roads in Florida, we must have an orderly system of building, according to specifications by qualified engineers and not only the roads but the bridges must be constructed so as to withstand traffic.

A road system of this kind should not be started until a general plan of building, according to the needs of each County in Florida has been made, then it should be placed in one bill, so that each County could get its fair share of roads designated and an equal amount of the gas taxes for building of such roads necessary for the convenience of the public, commerce and the people in the section through which these roads pass.

The number of roads mentioned in this bill will hardly be useful to the County, its people or to the traveling public, therefore I veto Senate Bill No. 733 as passed by the Legislature of 1939.

Respectfully submitted,
FRED P. CONE,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 733 (1939 Session) the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Householder, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 733 (1939 Session) passed by the required Constitutional two-thirds vote of all the members present the Governor's objections to the contrary notwithstanding, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 1213 (1939 Session):

"A bill to be entitled An Act to declare, designate and establish certain state roads in Hardee County."

Was taken up in its order and read by title, together with the following objections thereto of the Honorable Fred P. Cone, former Governor of Florida:

June 9th, 1939.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida:

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you with my objections thereto, Senate Bill No. 1213, entitled:

"A bill to be entitled An Act to declare, designate and establish certain State Roads in Hardee County."

This bill seeks to designate five roads in one County as State Roads without regard to expense to the State Road Department of the feasibility of the need of the roads, whether the roads are desired or whether they are useful to the people of the County, to commerce or to the traveling public.

The roads designated are so indefinite that no person knows whether they are needed or will ever be needed for years to come, in fact, it would be impossible for the State Road Department to build or construct these roads and after they were constructed there would never be enough gas tax money in Florida to keep them in repair, much less build bridges over the streams and waterways in order to haul commerce and accommodate traffic.

If we are ever to have roads in Florida, we must have an orderly system of building, according to specifications by qualified engineers and not only the roads but the bridges must be constructed so as to withstand traffic.

A road system of this kind should not be started until a general plan of building, according to the needs of each County in Florida has been made, then it should be placed in one bill, so that each County could get its fair share of roads designated and an equal amount of the gas taxes for building of such roads necessary for the convenience of the public, commerce and the people in the section through which these roads pass.

The number of roads mentioned in this bill will hardly be useful to the County, its people or to the traveling public,

therefor, I veto Senate Bill No. 1213 as passed by the Legislature of 1939.

Respectfully submitted,

(Signed) FRED P. CONE,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 1213 (1939 Session) the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 1213 (1939) passed by the required Constitutional two-thirds vote of all the members present, the Governor's objections to the contrary notwithstanding, and the action of the Senate was ordered certified to the House of Representatives.

SENATE BILLS ON THIRD READING

Senate Bills Nos. 26 and 122 were taken up in their order, pending roll, and the consideration thereof was informally passed.

Senate Bill No. 167:

A bill to be entitled An Act to further regulate and tax the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, by amending Section 5 of Chapter 16,774, Laws of Florida of 1935; said Chapter 16,774, being entitled: "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages," and providing penalties for the violation of this Act.

Was taken up in its order, pending roll call having been read the third time in full on April 24, 1941.

By unanimous consent Senator Dye offered the following amendment to Senate Bill No. 167:

On page 2, line 14 (typewritten bill), strike out all of subparagraph "IIA" through the words "the premises" in line 7 on page 3 of Senate Bill No. 167, being the entire subparagraph and insert in lieu thereof, the following:

"IIA. Vendors who may sell only beverages containing alcohol of more than 1 per cent by weight and not more than 14 per cent by weight, and wines, regardless of alcoholic content, in counties where the sale of intoxicating liquors, wines and beer is permitted \$15.00

"Provided that neither of the licenses authorized by subdivisions I, II or IIA as above specified shall authorize or permit the sale of any spirituous intoxicating beverages, prohibiting among others, so called Tom Collins, Rye Highball, Gin Rickey, and other similar bottled drinks, now on the market; but such designation of forbidden beverages shall not be construed as permitting sale under such licenses of any beverages, save malt, brewed or vinous beverages, as defined by Chapter 16,774, Laws of Florida, Acts of 1935, and fortified wines."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Dye also offered the following amendment to Senate Bill No. 167:

On Page 15, line 23 (typewritten bill) being first line of last paragraph on said page, strike the word "except."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 167, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 167 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Cooley moved that a committee be appointed to escort Honorable Rupert Caviness, State Commander of the American Legion, Department of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Cooley, Folks and Maddox as the committee.

Senator Collins moved that a committee be appointed to escort Mrs. M. L. Montgomery, president of the American Legion Auxiliary of the Department of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Collins, Adams and McKenzie as the committee.

Senate Bills Nos. 32 and 53 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 46:

A bill to be entitled An Act to amend Section 16 of Chapter 18285, Laws of Florida, 1937, as amended by adding thereto a subsection authorizing the State Welfare Board in its discretion to sell any personal property that it may acquire or have acquired by way of donation, gift, contribution, bequest or devise from any person, persons or organizations; directing that all moneys derived from such sale be transmitted to the State Treasury to be credited to the State Welfare Board; authorizing the use by the State Welfare Board of any moneys realized from such sales; declaring the intention of the Legislature in connection therewith; regulating the withdrawal of such moneys and appropriating such moneys to the use of the State Welfare Board in addition to other funds which have been or may otherwise be appropriated for public aid and social welfare purposes; repealing all laws in conflict herewith; and providing for the effective date hereof.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 46 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 46 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 46 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 46 was read the third time in full.

Upon the passage of Senate Bill No. 46 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—32.

Nays—None.

So Senate Bill No. 46 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 50:

A bill to be entitled An Act to amend Section 17, Chapter 18285, Laws of Florida, 1937, as amended by raising the maximum monthly Old Age Assistance benefits payable under said Act from Thirty (\$30.00) Dollars, to Forty (\$40.00) Dollars.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 50 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 50 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 50 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 50 was read the third time in full.

Upon the passage of Senate Bill No. 50 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 50 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following explanation of vote was filed with the Secretary:

I vote "Aye" on Senate Bill No. 50 because it provides for some increase. I feel, however, the raise should be to such figure as will insure the payment of a minimum of \$60.00 per month.

(Signed) PAT WHITAKER.

Senate Bill No. 62 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 99:

A bill to be entitled An Act to prohibit the payment of compensation to officers required by the Constitution or Laws of this State to be appointed by the Governor and confirmed by the Senate, unless and until any officer appointed shall have been confirmed by the Senate; prohibiting any officer from drawing or paying warrants for compensation prohibited by this Act to be paid; prescribing penalties for the violation of this Act and making certain exceptions in cases of appointments made between sessions of the Senate which could not have been anticipated, made and confirmed before the vacancy occurred.

Was taken up in its order.

Senator Whitaker moved that the rules be waived and Senate Bill No. 99 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 99 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 99 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 99 was read the third time in full.

Pending roll call, Senator Kanner moved that the further consideration of Senate Bill No. 99 be informally passed the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 236:

A bill to be entitled An Act to provide State Public Safety: to that end to create the State Department of Public Safety; to prescribe its membership, duties, powers and authority; to provide for the division of such department, for the employees thereof, and duties and compensation; to provide for the license of chauffeurs and other operators of motor vehicles as herein defined; to provide for the suspension, cancellation and revocation of such licenses; to provide for certain liabilities, penalties and punishment for violations of this Act; to provide for the selection and compensation of the personnel of the division of State Highway Patrol of said department and their duties; to provide for other matters in connection with public safety; and making certain funds available for the purpose of carrying out the provisions hereof; and repeal Chapter 19551, Laws of Florida, Acts of 1939, relating to the State Department of Public Safety; to provide for the examination of applicants.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 236:

In Section 7, line 23, strike out the words, shall apply until maximum pay in this rank is reached, and insert the following: after which increases of the higher rank shall apply until maximum pay in this rank is reached.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 236:

In Section 24, line 3, strike out the word, Section, and insert the following: Act.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Hinely offered the following amendment to Senate Bill No. 236:

In Section 33, line 3, (typewritten bill) strike out the figure 18, and insert in lieu thereof the following: 21.

Senator Hinely moved the adoption of the amendment.

Which was not agreed to.

So the amendment failed of adoption.

Senators Whitaker and Beall offered the following amendment to Senate Bill No. 236:

In Section 33, at the end of Section 33, add the following sub-Section: "(a) None of the monies provided hereunder shall be used to pay for legal advice or legal services of any attorney at law."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye offered the following amendment to Senate Bill No. 236:

In Section 33, line 4 of the typewritten bill strike out the figures "\$1.00." and insert in lieu thereof the following:

"Fifty (.50c) Cents,"

Senator Dye moved the adoption of the amendment.

Which was not agreed to.

So the amendment failed of adoption.

Senator Maines offered the following amendment to Senate Bill No. 236:

Add additional Section:

"That at least one patrolman shall be stationed in each of the 67 counties of the State at all times."

Senator Maines moved the adoption of the amendment.

Pending adoption of the amendment offered by Senator Maines to Senate Bill No. 236, Senator Drummond offered the following substitute amendment for the amendment offered by Senator Maines:

Add Section 4A: "At such time as 100 employees may be had by this department, at least one patrolman shall be assigned to each county of the State as the point of his regular assignment."

Senator Drummond moved the adoption of the substitute amendment for the amendment offered by Senator Maines.

Which was agreed to and the substitute amendment for the amendment was adopted.

Senator Beall moved that the rules be further waived and Senate Bill No. 236, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236, as amended, was read the third time in full.

By unanimous consent Senator Beall offered the following amendment to Senate Bill No. 236:

On Page 22 following Section 52 insert:

That no City, Municipality or town shall impose or collect any license for the operation of any motor vehicle or any driver thereof.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 236, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward—29.

Nays—Senators Adams (25th), Cliett, Hinely, Maines, Whitaker, Wilson—6.

So Senate Bill No. 236 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 248 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 86:

A bill to be entitled An Act to amend Chapter 16848, Laws

of Florida, Acts of 1935, being entitled "An Act to provide for the relief of the Public Free Schools of the State of Florida by raising revenue for the County School Fund by levying and imposing a tax upon the privilege of operating a store or stores within this State, to classify such stores for the purpose of such taxation and of graduating the tax in accordance with the number of stores operated under a single ownership, management or control, to declare the public policy on which this Act is founded; to provide for the administration and enforcement of this Act and for the promulgation and enforcement of rules and regulations to facilitate such enforcement; to provide for the creation and enforcement of a lien upon the property of persons liable for the payment of such tax; to provide penalties for the violation of this Act and of rules and regulations lawfully made under the authority thereof; to repeal conflicting laws, expressly but on condition including Chapter 16071, Laws of Florida, Acts of 1933; and to appropriate the revenues derived hereunder; "to repeal subdivision "B" of Section 4 of Chapter 16848, Laws of Florida, Acts of 1935; providing that such repeal of said subdivision "B" shall not excuse or relieve any person from payment of gross receipts taxes under said Chapter 16848, Laws of Florida, Acts of 1935, accruing prior to the effective date of this Act; repealing all laws in conflict herewith, and providing when this Act shall take effect.

Was taken up in its order.

Senator Johnson moved that the rules be waived and Senate Bill No. 86 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 86 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 86 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 86 was read the third time in full.

Upon the passage of Senate Bill No. 86 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Dye, Folks, Gideons, Graham, Hinely, Horne, Householder, Johnson, Kanner, King, Lewis, Lindler, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson.—34.

Nays—Senators Drummond, Maddox—2.

So Senate Bill No. 86 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following explanation of vote was filed with the Secretary:

I am voting against this proposal at this time, because I am not ready to see the schools of the State lose this revenue, when no provision is being made to replace the same. I think that the revenue should be replaced before this measure passes.

(Signed) A. P. DRUMMOND.

Senate Bill No. 255:

A bill to be entitled An Act to provide that whenever the constitutionality of a Statute of this State affecting the public interest is questioned in any State Court, such fact shall be certified by such Court to the Attorney General, and providing that in such case the State shall be permitted to intervene and become a party for presentation of evidence and argument on the question of such constitutionality, and repealing all laws and parts of laws in conflict herewith.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 255 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 255 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 255:

In Section 1, line 6, (typewritten bill), strike out the word "not."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and

Senate Bill No. 255, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 255, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 255, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Householder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shands, Shuler, Smith, Taylor, Ward, Whitaker, Wilson.—33.

Nays—Senator Shepherd—1.

So Senate Bill No. 255 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 108 was taken up in its order and the consideration thereof was informally passed.

Senator Collins moved that Senate Bill No. 292 be recalled from the Committee on Judiciary "B".

Which was agreed to and it was so ordered.

By unanimous consent Senator Collins withdrew Senate Bill No. 292.

Senator Price moved that the rules be waived and the Senate take up and consider House Bill No. 81, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 81:

A bill to be entitled An Act to create a State Board of Veterinary Examiners, to prescribe its powers and duties, to prescribe the qualification of the membership thereof, their compensation and term of office and providing for the giving of bond by the Treasurer thereof for the faithful performance of his duty; to define the practice of veterinary medicine and surgery in Florida; to vest in said Board the authority to examine diplomas and credentials and affidavits to applicants and to hold examinations for applicants; to issue and revoke licenses to practice veterinary medicine and surgery; to collect fees for licenses and examinations; to disburse said funds accruing to the Board for the collection of fees; to provide penalties for the violation of this Act, and providing when this Act shall become effective.

Was taken up.

Senator Price moved that the rules be further waived and House Bill No. 81 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 81 was read the second time by title only and placed on the Calendar of Bills on third reading.

By unanimous consent Senator Price withdrew Senate Bill No. 108.

Senate Bills Nos. 96 and 194 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 254:

A bill to be entitled An Act Appropriating Money for the use and Benefit of Florida National Exhibits, Inc., in Connection with the Deficit in the Establishment and Maintenance of the Florida Exhibit at the New York World's Fair and for the Establishment and Maintenance of Florida Exhibits at Atlantic City and Other Fairs, Expositions and Meetings of Nation-Wide Importance and for the Establishment of Proper Warehouse Facilities to care for These Exhibits When not in use

Was taken up in its order.

Senator McKenzie moved that the rules be waived and Senate Bill No. 254 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 254 was read the second time by title only.

The Committee on Appropriations offered the following amendment to Senate Bill No. 254:

In Section 1, lines 1 and 2, strike out the words, One Hundred Fifty Thousand Dollars, and insert the following: One Hundred Thousand Dollars.

Senator McKenzie moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McKenzie moved that the rules be further waived

and Senate Bill No. 254, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 254, as amended, was read the third time in full.

Pending roll call. Senator McKenzie moved that the further consideration of Senate Bill No. 254 be informally passed the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 143:

A bill to be entitled An Act relating to General Elections and providing a method of voting a straight party ticket.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 143 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 143 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 143 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 143 was read the third time in full.

Upon the passage of Senate Bill No. 143 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 143 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And Senate Bill No. 166 was taken up in its order and consideration thereof was informally passed.

Senate Bill No. 168:

A bill to be entitled An Act providing for nominations for appointments or election to the offices of State Attorneys by a political party in a primary election and providing for the qualifying of candidates therefor.

Was taken up in its order.

Senator Smith moved that the rules be waived and Senate Bill No. 168 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 168 was read the second time by title only.

Senator Smith moved that the rules be further waived and Senate Bill No. 168 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 168 was read the third time in full.

Upon the passage of Senate Bill No. 168 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Butler, Clarke, Cliett, Collins, Cooley, Drummond, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—32.

Nays—Senators Beall, Dye, Folks, Ward—4.

So Senate Bill No. 168 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 183:

A bill to be entitled An Act amending Section 379, Revised General Statutes of Florida, 1920 (being Section 444, Compiled General Laws of Florida, 1927), relating to contest of election to certain county offices.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 183 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 183 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 183 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 183 was read the third time in full.

Upon the passage of Senate Bill No. 183 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 183 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Whitaker moved that Senate Bill No. 149 be withdrawn from the Calendar of Bills on second reading and re-committed to the Committee on Judiciary "C".

Which was agreed to and it was so ordered.

Senate Bill No. 184:

A bill to be entitled An Act amending Section 359, Revised General Statutes of Florida, 1920 (being Section 416, Compiled General Laws of Florida, 1927), relating to contests of primary elections.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 184 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 184 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 184 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 184 was read the third time in full.

Upon the passage of Senate Bill No. 184 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Gideons, Graham, Hinely, Horne, Housholder, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 184 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 231:

A bill to be entitled An Act relating to the occupation of barbering and the operation of barber shops; authorizing the Barbers' Sanitary Commission, upon petition signed by a majority of all of the barbers holding certificates of registration in a County to investigate trade practices among barbers and barber shops in such County and, after public hearings, to prescribe and enforce such reasonable rules and regulations pertaining to, minimum prices to be charged for barber services and hours of operation of barber shops as will eliminate unfair and unsanitary practices; prescribing the penalty for the violation of the provisions of this Act and the rules and regulations adopted pursuant hereto, and repealing all laws in conflict herewith.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 231 be read the second time by title only.

Which was agreed to by a two-third vote.

And Senate Bill No. 231 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 231 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 231 was read the third time in full.

Pending roll call. Senator Cooley moved that the further consideration of Senate Bill No. 231 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 262:

A bill to be entitled An Act to amend Section 1 of Chapter 19063 Laws of Florida relating to vital statistics, and the issuance of Birth Certificates for Adopted Persons.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 262 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 262 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 262 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 262 was read the third time in full.

Pending roll call, Senator Beall moved that further consideration of Senate Bill No. 262 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 273 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 286:

A bill to be entitled An Act requiring that the State Superintendent of Public Instruction be made a party to all suits and proceedings brought wherein the validity, construction or interpretation of any school law or rule of the State Board of Education is involved.

Was taken up in its order.

Senator Cooley moved that the rules be waived and Senate Bill No. 286 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 286 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 286 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 286 was read the third time in full.

Pending roll call, Senator Cooley moved that the further consideration of Senate Bill No. 286 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 287 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 274:

A bill to be entitled An Act to amend Section 2660 of the Revised General Statutes of Florida, 1920, relating to pleas to set-off; extending the same to counterclaims and cross-claims; providing for the force and effect of counterclaims and cross-claims; providing for the transfer of certain cases from an inferior to a superior court; and providing for the consolidation of certain cases.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 274 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 274 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 274:

In Section 1, (typewritten bill); subparagraph (e) line two (2) strike out the word "enter."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 274:

In Section 1 (typewritten bill) subparagraph (e), line one (1), strike out words "or was acquired."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 274:

In Section 1 (typewritten bill), subparagraph (e), line 2, strike out "or was acquired by defendant."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and Senate Bill No. 274, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 274, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 274, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Gideons, Graham, Hinely, Horne, Householder, Johnson, Kan-ner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—Senator Folks—1.

So Senate Bill No. 274 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 230 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 235:

A bill to be entitled An Act amending Section 5491 of the Revised General Statutes of Florida of 1920, now Section 7649, Compiled General Laws of Florida of 1927, by providing that said Act shall not apply to theaters in which moving pictures are shown.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 235 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 235 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 235 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 235 was read the third time in full.

Upon the passage of Senate Bill No. 235 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Householder, Johnson, Kan-ner, Lewis, Lindler, Maddox, McKenzie, Perdue, Price, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—29.

Nays—Senators Cliett, Hinely, King, Maines, Rose, Wilson—6.

So Senate Bill No. 235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Dye moved that the rules be waived and when the Senate adjourns today it adjourn to reconvene at 10:00 o'clock A. M., Friday, May 2, 1941.

Which was agreed to by a two-thirds vote and it was ordered.

Senate Bill No. 82:

A bill to be entitled An Act providing for the establishment and quieting of title to real property held in continued adverse possession, either under color of title or without color of title, for a period of seven years.

Was taken up in its order.

Senator Horne moved that the rules be waived and Senate Bill No. 82 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 82 was read the second time by title only.

The Committee on Judiciary "C" offered the following amendment to Senate Bill No. 82:

In Section 1 at the end of Sub-Section "B" add the following:

(c) Where possession is based on tax deed. Any person to whom has been issued a tax deed and who has been in continuous actual possession of said real estate for a

of four (4) years and has paid all taxes levied and assessed against said real estate during said period shall be entitled to have his title to said real estate established and quieted at the end of said four (4) year period.

Senator Whitaker moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Whitaker moved that the further consideration of Senate Bill No. 82 be informally passed, the bill retaining its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senate Bill No. 216 was taken up in its order and the consideration thereof was informally passed.

HOUSE BILLS ON THIRD READING

House Bills Nos. 218, 23, 137 and 145, were taken up in their order and the consideration thereof was informally passed.

House Bill No. 102:

A bill to be entitled An Act relating to the publication of official public notices and legal advertisements and the amounts to be charged therefor: amending section 2944 of the Revised General Statutes of Florida of 1920, being the same as Section 3 of Chapter 3022, Laws of Florida, Acts of 1877, as amended by Section 1 of Chapter 12215, Laws of Florida, Acts of 1927, being the same as Section 4668 of the Compiled General Laws of Florida, 1927.

Was taken up in its order and read the third time in full.

By unanimous consent the Committee on Judiciary "A" offered the following amendment:

In Section 1, following paragraph three (3) of Section One add an additional paragraph four (4) to read as follows:

"4. Any person violating provision of this act either by allowing or accepting any discount, rebate, commission or refund shall be guilty of a misdemeanor, upon conviction thereof shall be punished by imprisonment of not more than sixty days or by fine not to exceed \$300.00 or by both such fine and imprisonment in the discretion of the court."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending roll call Senator Beall moved that the further consideration of House Bill No. 102 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

House Bill No. 302:

A bill to be entitled An Act relating to and governing the exercise of appellate jurisdiction by Circuit Court having more than four circuit judges.

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 302 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 302 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 302 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 302 was read the third time in full.

Upon the passage of House Bill No. 302 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner King, Lewis Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 302 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

HOUSE LOCAL BILLS ON SECOND READING

House Bills Nos. 50, 258 and 279, were taken up in their order and the consideration thereof was informally passed.

House Bill No. 69:

A bill to be entitled An Act to amend Sections 2 and 3 of Chapter 19245, Laws of Florida, Acts of 1939 being entitled "An Act to create and establish the office of probation and parole officer for the Criminal Court of Record and Court of Crimes, or either or both of all counties having a population of not less than 165,000 according to the last State

census, and in which there is located and in existence a Criminal Court of Record and Court of Crimes, or either or both, prescribing his duties; providing for the method of his appointment; providing for his compensation and expenses incident to said office; providing that persons who have plead guilty or been convicted in said courts may, in the discretion of the judges in said court or courts as the case may be, be put on probation and sentences suspended, and for all other purposes in connection therewith."

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 69 be read the second time by title.

Which was agreed to by a two-thirds vote.

And House Bill No. 69 was read the second time by title only.

Senator Whitaker offered the following amendment to House Bill No. 69:

In Section 1, line 7 (typewritten bill), strike out the words: "165,000, according to the last state," and insert in lieu thereof the following: "267,000, according to the last Federal."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham moved that the rules be further waived and House Bill No. 69, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 69, as amended, was read the third time in full.

Upon the passage of House Bill No. 69, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So House Bill No. 69 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately by waiver of the rule.

House Bills Nos. 73, 75, 76, 78, 300, 359, 378, 379 and 380 were taken up in their order and the consideration thereof was informally passed.

By permission the following Bills were introduced:

By Senator King—

Senate Bill No. 364:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 10569 of the Acts of the Legislature of the State of Florida, approved May 14, 1925, being "An Act to Validate and Legalize an Election Held in and for the Town of Fort Meade, Florida, on the 22nd day of April A. D., 1925; to validate and legalize the Charter of the City of Fort Meade, which was adopted by the electors of said town of Fort Meade at said election held on the 22nd day of April A. D. 1925, and providing a form and method of government for said City of Fort Meade."

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 364 when it was introduced in the Senate:

AFFIDAVIT OF PUBLISHER

STATE OF FLORIDA,

COUNTY OF POLK.

On this day personally appeared before me, A. B. Meek, to me well known, who, being first duly sworn, deposes and says that he is publisher of THE FORT MEADE LEADER, a newspaper published in the City of Fort Meade, County of Polk and State of Florida; That said newspaper has been published in accordance with the provisions and requirements of an Act relating to publication of legal notices and process in newspapers in the State of Florida, Acts of 1931, approved May 20, 1931, and known as Senate Bill No. 58; And that the attached advertisement was published in the said newspaper once each week for a period of one week, to-wit: in the issues of the said newspaper published in April, 1941.

(Signed) A. B. MEEK.

Sworn to and subscribed before me this 3rd day of April, 1941.

(Signed) A. L. CLEVELAND,
Notary Public, State of Florida at Large.
My Commission expires August 13, 1942.

(SEAL)

NOTICE OF LOCAL OR SPECIAL LEGISLATION

NOTICE is hereby given by the undersigned that I will apply to the 1941 Legislature of the State of Florida for the passage of a Local or Special Act to Amend Sections Five (5) and Six (6) of Chapter 10569 of the Act of the Legislature of the State of Florida, approved May 14, 1925, being "An Act to Validate and Legalize an Election held in and for the Town of Fort Meade, Florida, on the 22nd day of April, A. D. 1925; to Validate and Legalize the Charter of the City of Fort Meade, which was adopted by the Electors of said Town of Fort Meade at said election held on the 22nd day of April, A. D. 1925, and providing a form and method of Government for said City of Fort Meade." Said proposed Amendments being for the express purpose of providing for a form of Government of the City of Fort Meade to consist of Five Commissioners, instead of Three as now is, and for the Creation of a City Commission to consist of Five Commissioners, instead of Three Commissioners as now provided by said Act.

Dated this 26th day of March, A. D. 1941.

GEO. H. CAREFOOT.

Senator King moved that the rules be waived and Senate Bill No. 364 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 364 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 364 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 364 was read the third time in full.

Upon the passage of Senate Bill No. 364 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 364 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators McKenzie, Cooley and Shepherd—

Senate Bill No. 365:

A bill to be entitled An Act to repeal Sections 9, 11 and 39, of Chapter 8502, Laws of Florida, Acts of 1921; to amend Section 10 of said Chapter 8502, as amended by Section 2 of Chapter 10185, Laws of Florida, Acts of 1925; to amend Section 26 of said Chapter 8502, as amended by Section 2 of Chapter 12089, Laws of Florida, Acts of 1927, and to amend Section 42 of said Chapter 8502, as amended by Section 4 of Chapter 10185, Laws of Florida, Acts of 1925, and Section 5 of Chapter 12089, Laws of Florida, Acts of 1927; said Chapter 8502 being entitled, "An Act to regulate and provide for the military forces of the State of Florida, and to promote its efficiency; to prescribe rules, regulations and means for its organization, administration, armament, equipment, discipline, control and supervision, to provide for its maintenance, support and upkeep; to authorize and empower the Governor of Florida to make and publish rules and regulations for the reorganization of the Florida National Guard, in conformity to Acts of Congress relating to the National Guard; to authorize the Governor to take necessary steps for procuring aid, equipment and appropriations from the Federal Government for the National Guard; to provide means for the enforcement of this Act; to fix penalties and punishments for the violation of this Act; and to repeal Articles 1, 2 and 3, of Chapter 1, Military Code of Florida, under Title VIII, revised General Statutes of Florida, 1920;" and to amend Sections 1 and 3 of Chapter 14761, Laws of Florida, Acts of 1931, entitled "An Act relating to the organized militia of the State of Florida;" and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Military Affairs.

By Senators Clarke and Smith—

Senate Bill No. 366:

A bill to be entitled An Act to require all persons licensed to practice chiropractic in the State of Florida to renew annually their licenses with the State Board of Chiropractic Examin-

ers; to provide for the conditions upon which renewal of licenses shall be issued and requirements prerequisite to the granting of such renewal of licenses; to provide for notice to be given licensees under said board of the provisions and requirements of this Act; to provide for the forfeiture of licenses to practice chiropractic in the State of Florida for failure to comply with the provisions of this Act, and to prescribe requirements for the restoration of such forfeited licenses.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Beall—

Senate Bill No. 367:

A bill to be entitled An Act to provide payment to Fisher-Pou Funeral Service, S. W. Boyd, Pensacola Hospital, Pensacola Hospital, Dr. Turberville, Dr. Wallace Mayo, Pensacola Hospital, Fisher-Pou Funeral Service, Pensacola Hospital, S. W. Boyd, Dr. Turberville, Pensacola Hospital, Pensacola Hospital, McNeil Funeral Home, John J. McGuire, McNeil Funeral Home, John J. McGuire, Pensacola Hospital, H. E. Franklin; also the following past due accounts, to-wit: City of Pensacola, Gulf Power Company Pensacola Hospital, Pensacola Hospital, So. Bell Tel. & Tel. Co., City of Pensacola, Gulf Power Company, Pensacola Hospital, So. Bell Tel. & Tel. Co., Pensacola Hospital, Pensacola Hospital, Gulf Power Company, City of Pensacola, So. Bell Tel. & Tel. Co., American Legion, J. D. Johnson, City Ice & Fuel Co., Standard Hardware Co., So. Bell Tel. & Tel. Co., Gulf Power Company, City of Pensacola, Pensacola Hospital, Sam Rosenau Agency, Knowles Bros. Agency, J. E. Daniels, Fisher-Brown Ins. Agcy., Benhoe Funeral Home, Fisher-Pou Funeral Service, Atwell Coal & Trans. Co., Pensacola Linen Supply Co., City Ice & Fuel Co., Pensacola Hospital, So. Bell Tel. & Tel. Co., Gulf Power Company, City of Pensacola, Brosnahan Agency, Brosnahan Agency, Fisher-Pou Funeral Service, Morris Funeral Home, Benhoe Funeral Home, Waters & Hibbert, Morris Funeral Home, H. Ellis, Empire Laundry Co., Cudahy Packing Co., Lewis Bear Co., Peninsular Lurton Co., Swift & Co., Geo. S. Brent, Agent, Doctors Turberville for Hospitalization; also the following past due accounts, to-wit: Edw. M. Chadbourne, H. A. Godwin, Edw. M. Chadbourne, State Oil Co., Standard Oil Company, United Auto Supply Co., H. A. Godwin, D. H. Tart, Berry and Brown, Inc., D. H. Tart, Ray-Brooks Mach. Co., West Fla. Tr. & Tractor Co., H. A. Godwin, John H. Myrick, Lewis Bear Co., D. H. Tart, W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated July 2, 1940, W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated October 1, 1940, Guy E. Yaste, Inc., Pensacola Buggy Works, Muldon Motor Company, and West Fla. Truck and Tractor Company account purchase of new trucks for use of WPA; also the following, to-wit: W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated March 17, 1941, J. G. Davis for clay pit; also the following sums for damages sustained or for rights of way granted in connection with the improvement of State Road No. 62 in Escambia County, Florida, to-wit: Marion Rigby, T. A. Graham and J. W. Ashcraft, Ed Watson, S. G. Killam, Francis Hanesworth, R. P. Amerson, Alf M. Moylan, Joe Gilmore, A. S. Killam, J. C. Stuckey, Morris G. Steeley, E. H. Rigby, W. S. Gay, W. H. Plant, L. G. Hanks, W. M. Hanks, Maggie Robinson, G. M. York, Robert Wasden, Lige Hall, Flora Godwin, Marion Godwin, all of which accounts and amounts have been investigated and found to be due and proper.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 367 when it was introduced in the Senate:

ESCAMBIA COUNTY

THE NEWS-JOURNAL COMPANY, INC.
PENSACOLA JOURNAL—PENSACOLA NEWS
PUBLISHED DAILY
PENSACOLA, ESCAMBIA COUNTY, FLORIDA

Before the undersigned authority personally appeared N. S. Veal, who on oath says that he is Publisher of the Pensacola Journal, a daily newspaper published at Pensacola in Escambia County, Florida; that the attached copy of advertisement, being a Notice in the matter of APPLICATION FOR LAW IN LEGISLATURE TO PAY CERTAIN PAST DUE ACCOUNTS in the — Court, was published in said newspaper in the issues of March 27, 1941.

Affiant further say that the said Journal is a newspaper published at Pensacola, in said Escambia County, Florida, and that the said newspaper has heretofore been continuously published in said Escambia County, Florida, each day and has been entered as second class mail matter at the

post office in Pensacola, in said Escambia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

N. S. VEAL,
Publisher.

(SEAL)

Sworn to and subscribed before me this 28th day of April, A. D. 1941.

DOROTHY G. THOMAS,
Notary Public.

My Commission expires March 6, 1944.

NOTICE

NOTICE is hereby given that the undersigned will apply for and seek the introduction and passage by and at the 1941 Session of the Florida Legislature of a local or special law, authorizing, empowering and directing the Board of County Commissioners of Escambia County, Florida, and other fiscal officers of said County to pay from the General Fund of Escambia County the following past due accounts, to-wit: Fisher-Pou Funeral Service \$6.00, S. W. Boyd \$4.00, Pensacola Hospital \$67.00, Pensacola Hospital \$309.35, Dr. Turberville \$57.00, Dr. Wallace Mayo \$6.00, Pensacola Hospital \$479.00, Fisher-Pou Funeral Service \$3.00, Pensacola Hospital \$577.20, S. W. Boyd \$1.00, Dr. Turberville \$38.00, Pensacola Hospital \$222.85, Pensacola Hospital \$552.00, McNeil Funeral Home \$3.00, John J. McGuire \$12.50, McNeil Funeral Home \$5.00, John J. McGuire \$10.00, Pensacola Hospital \$156.75, H. E. Franklin \$25.00, also the following past due accounts to-wit: City of Pensacola \$27.50, Gulf Power Company \$330.90, Pensacola Hospital \$645.71, Pensacola Hospital \$667.15, So. Bell Tel. & Tel. Co. \$43.43, City of Pensacola \$28.48, Gulf Power Company \$333.23, Pensacola Hospital \$481.85, So. Bell Tel. & Tel. Co. \$46.45, Pensacola Hospital \$470.30, Pensacola Hospital \$536.05, Gulf Power Company \$335.34, City of Pensacola \$31.94, So. Tel. & Tel. Co., \$39.35, American Legion \$75.00, J. D. Johnson \$11.85, City Ice & Fuel Co. \$8.00, Standard Hardware Co. \$4.80, So. Bell Tel. & Tel. Co. \$18.83, Gulf Power Company \$332.81, City of Pensacola \$24.22, Pensacola Hospital \$627.35, Sam Rosenau Agency \$21.88, Knowles Bros. Agency \$17.50, J. E. Daniels \$40.83, Fisher-Brown Ins. Agcy. \$17.50, Benboe Funeral Home \$60.00, Fisher-Pou Funeral Service \$50.00, Atwell Coal & Trans. Co. \$6.00, Pensacola Linen Supply Co. \$3.50, City Ice & Fuel Co. \$4.00, Pensacola Hospital \$286.95, So. Bell Tel. & Tel. Co. \$10.50, Gulf Power Company \$290.22, City of Pensacola \$34.20, Brosnahan Agency \$69.38, Brosnahan Agency \$50.00, Fisher-Pou Funeral Service \$25.00, Morris Funeral Home \$10.00, Benboe Funeral Home \$30.00, Waters & Hibbert \$50.00, Morris Funeral Home \$10.00, H. Ellis \$11.96, Empire Laundry Co. \$50.24, Cudahy Packing Co. \$28.81, Lewis Bear Co. \$15.31, Peninsular Lurton Co. \$30.08, Swift & Co. \$24.56, Geo. S. Brent, Agent \$130.00, Doctors Turberville for hospitalization \$193.00; also the following past due accounts, to-wit: Edw. M. Chadbourne \$305.33, H. A. Godwin \$417.30, Edw. M. Chadbourne \$482.54, State Oil Co. \$17.50, Standard Oil Company \$124.76, United Auto Supply Co. \$45.46, H. A. Godwin \$856.35, D. H. Tart \$257.45, Berry and Brown, Inc. \$20.58, D. H. Tart \$172.60, Ray-Brooks Mach. Co. \$11.56, West Fla. Tr. & Tractor Co. \$11.95, H. A. Godwin \$690.87, John H. Myrick \$10.95, Lewis Bear Co. \$45.22, D. H. Tart \$362.12, W. G. Resmondo for moving houses Road No. 62 as per bid and contract dated July 2, 1940, \$2,193.75, W. G. Resmondo for moving houses Road No. 62 as per Bid and contract dated October 1, 1940 \$1,465.00, Guy E. Yaste, Inc., Pens-

acola Buggy Works, Muldon Motor Company and West Fla. Truck and Tractor Company account purchase of New Trucks for use of WPA \$25,000.00; also the following, to-wit: W. G. Resmondo for moving house Road No. 62 as per Bid and Contract dated March 17, 1941 \$1,125.00, J. G. Davis for clay pit \$150.00; also the following sums for damages sustained or for rights of way granted in connection with the improvement of State Road No. 62 in Escambia County, Florida, to-wit: Marion Rigby \$200.00, T. A. Graham and J. W. Ashcraft \$75.00, Ed Watson \$200.00, S. G. Killam \$21.00, Francis Hanesworth \$50.00, R. F. Amerson \$100.00, Alf M. Moylan \$100.00, Joe Gilmore \$250.00, A. S. Killam \$225.00, J. C. Stuckey \$50.00, Morris G. Steeley \$125.00, E. H. Rigby \$125.00, W. S. Gray \$50.00, W. H. Plant \$100.00, L. G. Hanks \$300.00, W. M. Hanks \$400.00, Maggie Robinson \$1000.00, G. M. York \$700.00, Robert Wasden \$225.00, Lige Hall \$50.00, Flora Godwin \$750.00, Marion Godwin \$200.00, all of which accounts and amounts have been investigated and found to be due and proper.

T. C. McCOY.

2603—1t—8-27-41.

Senator Beall moved that the rules be waived and Senate Bill No. 367 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 367 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 367 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 367 was read the third time in full.

Upon the passage of Senate Bill No. 367 the roll was called and the vote was:

Yeas—Mr. President: Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Clet, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—36.

Nays—None.

So Senate Bill No. 367 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives, by waiver of the rule.

By Senator McKenzie—

Senate Bill No. 368:

A bill to be entitled An Act requiring all persons having on hand prior to the commencement of the applicable closed season any fish, crabs, shrimp, crayfish or other shell fish to make and file a sworn statement of the quantity and places of storage of such frozen stock with the State Board of Conservation, and regulating the commercial handling and sale of such frozen stock during their applicable respective closed seasons and providing a punishment for failure to comply with said regulations.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

Senator Whitaker moved that Senate Bill No. 251 be recalled from the Committee on Judiciary "C" and referred to the Committee on Labor and Industry.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:04 o'clock P. M., until 10:00 o'clock A. M., Friday, May 2, 1941.